

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

STATE OF NEW JERSEY

CASINO CONTROL COMMISSION

- - - - -

PUBLIC MEETING NO. 12-03-14

- - - - -

Wednesday, March 14, 2012

Atlantic City Commission Offices

Joseph P. Lordi Public Meeting Room - First Floor

Tennessee Avenue and Boardwalk

Atlantic City, New Jersey 08401

10:35 a.m. to 11:13 a.m.

Certified Court Reporter: Darlene Sillitoe

- - - - -

GUY J. RENZI & ASSOCIATES

GOLDEN CREST CORPORATE CENTER

2277 STATE HIGHWAY # 33, SUITE 410

TRENTON, NEW JERSEY 08690

(609) 989-9199 - (800) 368-7652

www.renziassociates.com

1 B E F O R E :

2 CASINO CONTROL COMMISSION:

LINDA M. KASSEKERT, CHAIR

3 SHARON ANNE HARRINGTON, VICE CHAIR

EDWARD J. FANELLE, COMMISSIONER

4

5 PRESENT FOR THE CASINO CONTROL COMMISSION:

DARYL W. NANCE, ADMINISTRATIVE ANALYST

6 DANIEL J. HENEGHAN, PUBLIC INFORMATION OFFICER

7 OFFICE OF THE GENERAL COUNSEL:

DIANNA W. FAUNTLEROY, GENERAL COUNSEL/EXECUTIVE
SECRETARY

8

STEPHANIE A. OLIVO, SENIOR COUNSEL

9

BRIDGET A. LOMBARD, LEGAL SUPPORT SPECIALIST

10

DIVISION OF GAMING ENFORCEMENT:

11 DEPUTY ATTORNEYS GENERAL

TRACY E. RICHARDSON, DEPUTY ATTORNEY GENERAL

12

ROBERT A. MONCRIEF, JR., DEPUTY ATTORNEY GENERAL

13

14

15

16

17

18

19

20

21

22

23

24

1 A P P E A R A N C E S :

2 ITEM NO. 2 DARYL W. NANCE, ADMINISTRATIVE ANALYST
3 TRACY E. RICHARDSON, DEPUTY ATTORNEY
4 GENERAL

5 TAMA HUGHES, ESQ.

6 FOR: TROPICANA ENTERTAINMENT

7 ITEM NO. 5 DARYL W. NANCE, ADMINISTRATIVE ANALYST
8 KAREN WOSNACK, ESQ.

9 FOR: RIH ACQUISITIONS NJ, INC.

10 ITEM NO. 7 DARYL W. NANCE, ADMINISTRATIVE ANALYST
11 STERNS & WEINROTH, PC

12 PACIFICO AGNELLINI, ESQ.

13 FOR: GOLDEN NUGGET ATLANTIC CITY, LLC

14 ITEM NO. 12 STEPHANIE A. OLIVO, SENIOR COUNSEL

15 FOX ROTHSCHILD, LLP

16 NICHOLAS CASIELLO, JR., ESQ.

17 FOR: AC GATEWAY, LLC, AND AFFILIATES

18

19

20

21

22

23

24

25

26

27

28

29

30

AGENDA			
PUBLIC MEETING NO. 12-03-14			
MARCH 14, 2012, 10:35 a.m.			
ITEM		PAGE	VOTE
1	1 Ratification of the minutes of the February 15, 2012, public meeting	9	9
2	2 Applications for casino key employee licenses and/or for qualifications:		
3	I Initial casino key employee license:	9	10
4	a) Gaetano Branciforti		
5	b) Danielle A. Gangi		
6	c) David A. Holzhauser		
7	d) Russell L. Kelly		
8	e) Daniel R. Mann		
9	f) Syathia C. Moore		
10	g) Melissa Ortiz		
11	II Resubmitted casino key employees license:	10	11
12	a) Victoria A. Barling		
13	b) Thomas J. Chandler		
14	c) Alfred L. Colangelo		
15	d) Louis F. Defeo, III		
16	e) Christine M. Delusant		
17	f) Edith D. Dunston		
18	g) Steven J. Ebner		
19	h) Luis E. Gaud		
20	i) Jose L. Gotay		
21	j) Charles R. Helder, Jr.		
22	k) Alma S. Jones		
23	l) Mark Juliano		
24	m) Joseph F. Krystofolski		
	n) Michael J. Mangam		
	o) Richard A. Mihich		
	p) Daniel Montagna, III		
	q) Dawn R. Moore		
	r) Gail F. Myers		
	s) Nancy D. Newgas		
	t) Patricia M. O'Brien		
	u) Salvatore M. Perice		
	v) Bennilee F. Reaves		
	w) Patricia A. Richter		
	x) Connie J. Roadside		
	y) Fred L. Rogal		
	z) Vincent Scalise		
	aa) Barbara A. Schneck		
	bb) Stephen A. Silver		
	cc) Ned T. Sooy		
	dd) Robin J. Tucksess, Jr.		

ee) Joseph W. Uhing

1	CONTINUED	AGENDA		
		PUBLIC MEETING NO. 12-03-14		
2		MARCH 14, 2012, 10:35 a.m.		
	ITEM		PAGE	VOTE
3	2			
4	III Applications for casino key employee			
	license and for qualification:			
5	a) Tama B. Hughes		11	13
	b) William C. Murtha		14	15
6	3 Petitions of Revel Entertainment, Inc.		15	16
	(d/b/a Revel Casino) for the issuance			
	of temporary casino key employee licenses			
	to the following individuals pursuant to			
	NJSA 5:12-89(e):			
8	a) Thomas Battista (0411201)			
	b) Harold A. Barber, III, (0471201)			
9	c) Candace E. Brown (0471201)			
	d) Darren L. Fenske (0531201)			
10	e) John D. Vaughan, Jr. (0531201)			
	f) Philip D. Babilino, Jr. (0601201)			
11	g) William J. Bell (0601201)			
	h) Jolene M. Bingham (0601201)			
12	i) Joseph Cottone (0651204)			
	j) Adam Faris (0651204)			
13	k) Guy Hamstra (0651204)			
	l) Kevin Howe (0561204)			
14	m) Carol Merline (0651204)			
	n) Paul Jenkins, Jr. (0651204)			
15	o) Mark J. Evans (0661201)			
	p) Steven L. Ladany (0681202)			
16	q) Paul Stowell (0681201)			
17	4 Petitions of RIH Acquisitions NJ, LLC		16	17
	(d/b/a Atlantic Club Casino Hotel) for			
	the issuance of temporary casino key			
	employee licenses to the following			
	individuals pursuant to NJSA 5:12-89(e)			
19	a) David L. Weber (05911202)			
	b) Tosheena N. Jefferson (0591203)			
20	5 Petition of Trump Taj Mahal Associates,		18	18
	LLC, (d/b/a Trump Taj Mahal Casino			
	Resorts) for the issuance of a temporary			
	casino key employee license to Shannon			
	Daviso pursuant to NJSA 5:12-89(e)			
22	6 Petition of Harrah's Atlantic City		19	19
	Operating Company, LLC, for the issuance			
	of a temporary casino key employee license			
24	to Ronak Shah pursuant to NJSA 5:12-89(e)			

(PRN 0651202)

25

1	CONTINUED	AGENDA		
		PUBLIC MEETING NO. 12-03-14		
2		MARCH 14, 2012, 10:35 a.m.		
	ITEM		PAGE	VOTE
3	7	Petition of Golden Nugget Atlantic City, LLC, for the issuance of a temporary casino key employee license to William A. Johnson, III, (a/k/a Sonny) pursuant to NJSA 5:12-89(e) and to permit him pursuant to NJAC 13:69C2.6 to assume the duties and exercise the powers of Vice President of Gaming without having been found qualified (PRN 0651203)	20	21
4				
5				
6				
7				
8	8	Stipulation of settlement in the application of Ronnie W. Downing for a casino key employee license (DKT 12-0001-RK; 10-0134-EA)	22	24
9				
10	9	Petition of Christina Best requesting a waiver of post employment restrictions pursuant to NJSA 5:12-60b(2) (PE-07) (PRN 0481201)	24	25
11				
12	10	Petition of Elizabeth Franchetti requesting a waiver of post employment restrictions pursuant to NJSA 5:12-60b(2) (PE-08) (PRN 0541201)	26	27
13				
14	11	Reorganization of the New Jersey Casino Control Commission Audit Committee	27	29
15				
16	12	Petition of AC Gateway, LLC, and Affiliates for an extension of certain periods with respect to their proposed Staged Casino Facility (PRN 0441201)	29	46
17		Thomas J. Sykes, sworn	32	
18				
19				
20				
21				
22				
23				
24				

1	E X H I B I T S :			
2	NO. 2	DESCRIPTION	ID	EVD
3				
4	EL-1	Grant for hearings 7 licenses		X
5	EL-2	Grant 31 licenses		X
6	EL-3	Grant 2 licenses		X
7				
8	NO. 12			
9	A-1	Hard Rock Hotel Casino (Rendering) Perspective Boardwalk Approach Phase 2		X
10				
11	A-2	Hard Rock Hotel Casino Concept Rendering		X
12				
13				
14				
15				
16				
17				
18				
19				
20				
21				
22				
23				
24				

1 (Public Meeting 12-04-14 was commenced
2 at 10:35 a.m.)

3 MR. NANCE: Good morning. I'd like to
4 read an opening statement:

5 This is to advise the general public
6 that in compliance with Chapter 231 of the
7 public laws of 1975 entitled "Senator Bryon M.
8 Baer "Open Public Meeting Act," the Casino
9 Control Commission on April 19, 2011, filed
10 with the Secretary of State at the State House
11 in Trenton an annual meeting schedule. On
12 April 20th copies were mailed to subscribers.

13 Members of the press will be permitted
14 to take photographs, and we ask that this be
15 done in a manner which is not disruptive or
16 distracting to the Commission.

17 The use of cell phones in the public
18 meeting room is prohibited.

19 Any member of the public who wish to
20 address the Commission will be given the
21 opportunity to do so before the Commission
22 adjourns for the day.

23 Please stand for the Pledge of
24 Allegiance.

(The flag salute was recited.)

ITEM NO. 1-2

1 CHAIR KASSEKERT: Good morning.

2 MR. NANCE: Good morning.

3 The matters discussed in closed session

4 were: Employee license matters.

5 The Commission approved the February 15,

6 2012, closed-session minutes.

7 Litigation update regarding: Brooks

8 versus the Casino Control Commission, and

9 Edward versus Adamar of New Jersey, Inc., et

10 al.

11 Item No. 1, ratification of the minutes

12 of February 15th, 2012, public meeting.

13 VICE CHAIR HARRINGTON: I move that we

14 adopt the minutes.

15 COMMISSIONER FANELLE: Second.

16 CHAIR KASSEKERT: The motion has been

17 made and seconded. All in favor?

18 (Ayes.)

19 CHAIR KASSEKERT: Opposed?

20 (No response.)

21 CHAIR KASSEKERT: The motion carries.

22 MR. NANCE: Item No. 2, application for

23 casino key employee license and for

24 qualification. This agenda item will be

entered as Exhibit List 1, 2, and 3.

ITEM NO. 2

1 Exhibit List 1 consists of the following
2 seven applications for initial key casino
3 license: Gaetano Branciforti, Danielle A.
4 Gangi, David A. Holzhauser, Russell L. Kelly,
5 Daniel R. Mann, Syathia C. Moore, and Melissa
6 Ortiz.

7 Staff and the Division have recommended
8 that these licenses be granted.

9 COMMISSIONER FANELLE: I'll move that we
10 grant the seven applications for initial and
11 casino key employee licenses.

12 VICE CHAIR HARRINGTON: I will second
13 that.

14 CHAIR KASSEKERT: The motion has been
15 made and seconded. All in favor?

16 (Ayes.)

17 CHAIR KASSEKERT: Opposed?

18 (No response.)

19 CHAIR KASSEKERT: The motion carries.

20 MR. NANCE: Exhibit List 2 consists of
21 the following 31 resubmitted key casino
22 employee licenses for: Victoria A. Barling,
23 Thomas J. Chandler, Alfred L. Colangelo, Louis
24 L. [sic] Defeo, III, Christine M. Delusant,

ITEM NO. 2

1 E. Gaud, Jose L. Gotay, Charles R. Helder, Jr.,
2 Alma S. Jones, Mark Juliano, Joseph F.
3 Krystofolski, Michael J. Mangam, Richard A.
4 Mihich, Daniel Montagna, III, Dawn R. Moore,
5 Gail F. Myers, Nancy D. Newgas, Patricia M.
6 O'Brien, Salvatore M. Perice, Bennilee F.
7 Reaves, Patricia A. Richter, Connie J.
8 Roadside, Fred A. [sic] Rogal, Vincent Scalise,
9 Barbara A. Schneck, Stephen A. Silver, Ned T.
10 Sooy, Robin J. Trucksess, Jr., and Joseph W.
11 Uhing.

12 Staff and the Division have recommended
13 that these licenses be granted.

14 VICE CHAIR HARRINGTON: I will move that
15 we grant the 31 resubmitted casino key employee
16 licenses.

17 COMMISSIONER FANELLE: Seconded.

18 CHAIR KASSEKERT: The motion has been
19 made and seconded. All in favor?

20 (Ayes.)

21 CHAIR KASSEKERT: Opposed?

22 (No response.)

23 CHAIR KASSEKERT: The motion carries.

24 MR. NANCE: Exhibit List 3 consists of

the following two initial and/or resubmitted

ITEM NO. 2

1 application for casino key employee licenses
2 and for qualifications: Tama B. Hughes, Vice
3 President and Corporate Counsel for Tropicana
4 Atlantic City Corp.

5 CHAIR KASSEKERT: Morning, Miss
6 Richardson.

7 MS. RICHARDSON: Good morning.

8 I'm sorry. I'm here for Mr. Murtha.

9 CHAIR KASSEKERT: Oh, okay.

10 I see Miss Hughes sitting in the back of
11 the room? You don't want to come up and plead
12 your case or anything; right?

13 MS. HUGHES: I'll ask that you -- I'll
14 come up.

15 COMMISSIONER FANELLE: You better.

16 MS. HUGHES: Good morning, everyone.

17 CHAIR KASSEKERT: It's good to see you.

18 MS. HUGHES: I would -- thank you.

19 Tama Hughes on behalf of the Tropicana
20 Casino Resort.

21 I would just ask that you approve my
22 license.

23 (Laughter.)

24 VICE CHAIR HARRINGTON: It would be a

25

good thing; right?

ITEM NO. 2

1 MS. HUGHES: It would help.

2 CHAIR KASSEKERT: Any questions?

3 VICE CHAIR HARRINGTON: No questions.

4 CHAIR KASSEKERT: And I think the
5 Division did recommend --

6 MS. RICHARDSON: Yes, Chair.

7 CHAIR KASSEKERT: In their reporting.
8 Okay.

9 Go ahead, Miss Harrington.

10 VICE HARRINGTON: I'll move that we
11 grant the following -- grant the resubmitted
12 key license and qualification.

13 COMMISSIONER FANELLE: Second.

14 CHAIR KASSEKERT: Motion has been made
15 and seconded. This is a roll call vote.

16 MR. NANCE: Commissioner Fanelle?

17 COMMISSIONER FANELLE: Yes.

18 MR. NANCE: Vice Chair Harrington?

19 VICE CHAIR HARRINGTON: Yes.

20 MR. NANCE: Chair Kassekert?

21 CHAIR KASSEKERT: Yes.

22 MR. NANCE: The record will reflect that
23 the motion is unanimous.

24 MS. HUGHES: Whew.

ITEM NO. 2

1 MR. NANCE: William C. Murtha, Senior
2 Vice President, General Counsel and Secretary
3 for Tropicana Atlantic City Corp.

4 CHAIR KASSEKERT: Thank you.

5 Hi, Mr. Murtha. Good to see you.

6 MR. MURTHA: Hello.

7 MS. HUGHES: Tama Hughes on behalf of
8 the Tropicana Casino Resort. I also have
9 William Murtha here who is our Tropicana
10 Entertainment Corporate Counsel.

11 I would ask that if you have had an
12 opportunity to review the application, and I
13 would ask that you approve the same. But he is
14 here in case you have any questions.

15 CHAIR KASSEKERT: Thank you.

16 Miss Richardson?

17 MS. RICHARDSON: Good morning, Chair and
18 Commissioners.

19 You have the letter from the Division of
20 March 7th from DAG Adams, and we recommend that
21 Mr. Murtha receive his license and
22 qualification.

23 CHAIR KASSEKERT: Thank you.

24 Any questions?

VICE CHAIR HARRINGTON: No questions.

ITEM NO. 4

1 D. Babilino, Jr., William J. Bell, Jolene M.
2 Bingham, Joseph Cottone, Adam Faris, Guy
3 Hamstra, Kevin Howe, Carol Merline, Charles
4 [sic] Jenkins, Jr., Mark J. Evans, Steven L.
5 Ladany, and Paul Stowell.

6 Staff and the Division have recommended
7 that these petitions be granted.

8 VICE CHAIR HARRINGTON: I will move that
9 we approve the petitions and issue the
10 temporary casino key employee licenses and
11 permit them to assume the duties of their
12 respective positions for Revel Entertainment
13 Inc., an applicant for a casino license
14 pursuant to NJSA 5:12-89(e).

15 COMMISSIONER FANELLE: Second.

16 CHAIR KASSEKERT: The motion has been
17 made and seconded. All in favor?

18 (Ayes.)

19 CHAIR KASSEKERT: Opposed?

20 (No response.)

21 CHAIR KASSEKERT: The motion carries.

22 MR. NANCE: Item No. 4, Petition No.
23 0591202 and 0591203 of RIH Acquisitions New
24 Jersey, LLC, is requesting the issuance of

ITEM NO. 4

1 following individuals pursuant to NJSA
2 5:12-89(e) for: David L. Weber and Tosheena N.
3 Jefferson.

4 MS. WOSNACK: Good morning. Karen
5 Wosnack, consulting on the behalf of the
6 petitioners.

7 I'll be happy to answer any questions,
8 but just ask that you answer the relief.

9 CHAIR KASSEKERT: Thank you.

10 Any questions?

11 VICE CHAIR HARRINGTON: No questions.

12 COMMISSIONER FANELLE: Madame Chair,
13 I'll move to approve the petition and issue the
14 temporary casino key employee licenses and
15 permit them to assume the duties of their
16 respective positions for RIH Acquisitions New
17 Jersey, LLC, pursuant to NJSA 5:12-89(e).

18 VICE CHAIR HARRINGTON: Second.

19 CHAIR KASSEKERT: The motion has been
20 made and seconded. All in favor?

21 (Ayes.)

22 CHAIR KASSEKERT: Opposed?

23 (No response.)

24 CHAIR KASSEKERT: The motion carries.

MS. WOSNACK: Thank you.

ITEM NO. 5

1 MR. NANCE: Item No. 5, Petition No.
2 0651201, Trump Taj Mahal Associates, LLC, is
3 requesting the issuance of a temporary casino
4 key employee license to Shannon Daviso pursuant
5 to NJSA 5:12-89(e) to permit him to assume the
6 duties of Dual Rate Operations Supervisor of
7 Slot Operation Shift Manager.

8 Is Mr. Daviso present or represented?

9 (No response.)

10 CHAIR KASSEKERT: Okay.

11 MR. NANCE: Staff and the Division have
12 recommended that this petition be granted.

13 CHAIR KASSEKERT: Thank you.

14 VICE CHAIR HARRINGTON: I'll move that
15 we approve the petition and issue a temporary
16 casino key employee license to Shannon Daviso
17 and permit him to assume the duties of Dual
18 Rate Operation Supervisor and Slot Operation
19 Shift Manager for Trump Taj Mahal Associates,
20 LLC, pursuant to NJSA 5:12-89(e).

21 COMMISSIONER FANELLE: Second.

22 CHAIR KASSEKERT: The motion has been
23 made and seconded. All in favor?

24 (Ayes.)

ITEM NO. 6

1 (No response.)

2 CHAIR KASSEKERT: The motion carries.

3 MR. NANCE: Item No. 6, Petition No.

4 051201 [sic] of Harrah's Atlantic City

5 Operating Company, LLC, is requesting the

6 issuance of a temporary casino key employee

7 license for Ronak Shah pursuant to NJSA

8 5:12-89(e) to permit him to assume the duties

9 of Cashier and Supervisor.

10 Is Mr. Shah present or represented?

11 (No response.)

12 MR. NANCE: Staff and the Division have

13 recommended that this petition be granted.

14 COMMISSIONER FANELLE: Madame Chair,

15 I'll move that we approve the petition and

16 issue a temporary casino key employee license

17 to Ronak Shah and permit him to assume the

18 duties of Cashiering Supervisor for Harrah's

19 Atlantic City Operating Company, LLC, pursuant

20 to NJSA 5:12-89(e).

21 VICE CHAIR HARRINGTON: I'll second that

22 motion.

23 CHAIR KASSEKERT: The motion has been

24 made and seconded. All in favor?

ITEM NO. 7

1 CHAIR KASSEKERT: Opposed?

2 (No response.)

3 CHAIR KASSEKERT: The motion carries.

4 MR. NANCE: Item No. 7, Petition No.
5 0651203 of Golden Nugget Atlantic City, LLC,
6 requesting the issuance of a temporary key
7 employee license to William A. Johnson, III,
8 pursuant to NJSA 5:12-89(e) and to permit him
9 pursuant to NJAC 13:69C2.6 to assume the duties
10 and exercise the power of the Vice President of
11 Gaming without first having been found
12 qualified.

13 CHAIR KASSEKERT: Thank you.

14 Good morning.

15 MR. AGNELLINI: Thank you, good morning,
16 Chair. Pat Agnellini from Sterns & Weinhart --
17 excuse me -- Sterns & Weinroth on behalf of
18 Golden Nugget Atlantic City, LLC.

19 I have Mr. Johnson here with me today.
20 I would ask that you grant his temporary key
21 license and find him qualified.

22 CHAIR KASSEKERT: Thank you.

23 Good morning, Mr. Johnson.

24 MR. AGNELLINI: Temporarily qualified.

MR. JOHNSON: Good morning.

ITEM NO. 7

1 CHAIR KASSEKERT: Miss Richardson?

2 MS. RICHARDSON: Good morning, again.

3 Tracy Richardson for the Division.

4 We have no objections to the petition.

5 CHAIR KASSEKERT: Thank you.

6 Let me ask if there are any questions?

7 VICE CHAIR HARRINGTON: No questions.

8 I will move that we approve the petition
9 and issue a temporary key employee license to
10 William A. Johnson, III, and permit him to
11 assume the duties and exercise the powers of
12 Vice President of Gaming for Golden Nugget
13 Atlantic City, LLC, without having first been
14 found qualified.

15 COMMISSIONER FANELLE: Second.

16 CHAIR KASSEKERT: A motion is made and
17 seconded. This is a roll call vote.

18 MR. NANCE: Commissioner Fanelle?

19 COMMISSIONER FANELLE: Yes.

20 MR. NANCE: Vice Chair Harrington?

21 VICE CHAIR HARRINGTON: Yes.

22 MR. NANCE: Chair Kassekert?

23 CHAIR KASSEKERT: Yes.

24 MR. NANCE: The record will reflect that

the motion is unanimous.

ITEM NO. 8

1 MR. AGNELLINI: Thank you.

2 CHAIR KASSEKERT: Thank you.

3 Thank you for coming.

4 MR. JOHNSON: Thank you.

5 MR. NANCE: Item No. 8, stipulation of
6 settlement of the application of Ronnie Downing
7 for a casino key employee license.

8 MS. LOMBARD: Good morning, Chair,
9 Commissioners.

10 For your consideration is the matter of
11 Ronnie W. Downing.

12 Mr. Downing currently holds a casino key
13 employee license. Subsequent to the granting
14 of Mr. Downing's initial casino key employee
15 license, the Division asked the Commission to
16 reopen the matter.

17 At a prehearing conference, the Division
18 and Mr. Downing agreed to the stipulation of
19 settlement which will permit Mr. Downing to
20 retain his casino key employee license.

21 This stipulation is now before you for
22 your consideration.

23 Mr. Downing was notified that the
24 Commission would be considering his matter

today. Mr. Downing is present. And Mr.

ITEM NO. 8

1 Moncrief is here on behalf of the Division.

2 CHAIR KASSEKERT: Thank you.

3 Mr. Downing, is there anything else
4 you'd like to tell us today?

5 MR. DOWNING: No. I thank you for your
6 time and I ask for your consideration to
7 reinstate my license.

8 CHAIR KASSEKERT: Thank you.

9 Mr. Moncrief? Good morning.

10 MR. MONCRIEF: Good morning. Madame
11 Chair, members of the Commission, Robert
12 Moncrief on behalf of the Division.

13 We would recommend the stipulation be
14 approved as submitted, and Mr. Downing be able
15 to retain his license.

16 CHAIR KASSEKERT: Thank you.

17 Any questions?

18 VICE CHAIR HARRINGTON: No questions.

19 COMMISSIONER FANELLE: Madame Chair,
20 I'll move we approve the stipulation of
21 settlement and permit Ronnie W. Downing to
22 retain his casino key employee license.

23 VICE CHAIR HARRINGTON: I will second
24 that.

CHAIR KASSEKERT: The motion has been

ITEM NO. 9

1 made and seconded. All in favor?

2 (Ayes.)

3 CHAIR KASSEKERT: Opposed?

4 (No response.)

5 CHAIR KASSEKERT: The motion carries.

6 Thank you for coming. Good luck.

7 MR. DOWNING: Thank you.

8 MR. MONCRIEF: Thank you.

9 MR. NANCE: Item No. 9, petition of
10 Christina Best, requesting a waiver of post
11 employment restriction pursuant to NJSA
12 5:12-60b(2).

13 Miss Fauntleroy?

14 MS. FAUNTLEROY: Good morning.

15 Former commission employee Christina
16 Best seeks a waiver of the two-year post
17 employment restriction imposed by NJSA
18 5:12-60b(2) so that she may be employed by New
19 Jersey employee licensee Tropicana as a
20 Security Operations Administrator.

21 Generally, 5:12-60b(1) prohibits an
22 employee from accepting such employment except
23 upon a finding by the Commission that she was
24 the subject of a reduction in force and that

her employment by the casino licensee would not

ITEM NO. 9

1 result in a conflict in fact or conflict of
2 appearance.

3 Staff has reviewed her application, and
4 as indicated, she seeks permission to be
5 employed as a security operations
6 administrator. Tropicana provided a job
7 description for that position, and after
8 review, it is staff's position that her
9 employment in that capacity would not create an
10 appearance of a conflict or a conflict of
11 interest in fact and would recommend that you
12 grant her request for a waiver.

13 CHAIR KASSEKERT: Thank you.

14 Any questions?

15 VICE CHAIR HARRINGTON: No questions.

16 I'll move that we approve Christina
17 Best's requested relief and waive the post
18 employment restriction to permit Ms. Best
19 employment with Tropicana Atlantic City Corp.
20 as a Security Operations Administrator pursuant
21 to NJSA 5:12-60b(2) and subject to appropriate
22 registration or licensure.

23 COMMISSIONER FANELLE: Second.

24 CHAIR KASSEKERT: The motion has been

made and seconded. All in favor?

ITEM NO. 10

1 (Ayes.)

2 CHAIR KASSEKERT: Opposed?

3 (No response.)

4 CHAIR KASSEKERT: The motion carries.

5 Motion carries.

6 MR. NANCE: Item No. 10, petition of
7 Elizabeth Franchetti requesting a waiver of
8 post employment restriction pursuant to NJSA
9 5:12-60b(2).

10 Miss Fauntleroy?

11 MS. FAUNTLEROY: Elizabeth Franchetti,
12 also a former commission employee, seeks the
13 same relieve that Christina Best sought, which
14 is a waiver of the two-year post employment
15 restriction.

16 Miss Franchetti seeks a waiver to assume
17 the position of Soft Count Attendee for Revel
18 Entertainment, an applicant for a New Jersey
19 licensee.

20 The job description for that position
21 has been reviewed as well as her
22 responsibilities in her previous capacity at
23 the Commission. And under those -- after
24 completing that review, it is our position that

there is no conflict created in fact for in

ITEM NO. 11

1 appearance by her employment in that capacity
2 and recommend that you grant the relief
3 requested.

4 CHAIR KASSEKERT: Thank you.

5 Any questions?

6 VICE CHAIR HARRINGTON: No questions.

7 COMMISSIONER FANELLE: No, Madame Chair.

8 I'll move that we approve Elizabeth
9 Franchetti's requested relief and waive the
10 post employment restriction to permit Miss
11 Franchetti employment with Revel Entertainment,
12 Inc., as an applicant for a casino license as a
13 Soft Count Attendant pursuant to NJSA
14 5:12-60b(2) and subject to the appropriate
15 registration or licensure.

16 VICE CHAIR HARRINGTON: I'll second that
17 motion.

18 CHAIR KASSEKERT: The motion has been
19 made and seconded. All in favor?

20 (Ayes.)

21 CHAIR KASSEKERT: Opposed?

22 (No response.)

23 CHAIR KASSEKERT: The motion carries.

24 MR. NANCE: Item No. 11, reorganization

ITEM NO. 11

1 Audit Committee.

2 Miss Fauntleroy?

3 MS. FAUNTLEROY: Okay. Good morning
4 again.

5 This matter for your consideration is
6 the proposed reorganization of the Commission's
7 Audit Committee required by Executive Order No.
8 122 issued July 23, 2004, by then Governor
9 McGreevey.

10 The Constitution of the Committee
11 requires that there be at least one commission
12 member who is not involved in the day-to-day
13 operation of the commission affairs. Under
14 these circumstances, Commissioner Harrington
15 was recently elected Vice Chair who previously
16 served on the audit committee. The requested
17 relief is that Commissioner Fanelle be
18 designated as the audit committee member and
19 that an additional delegate from the Treasury's
20 Office be designated to complete the
21 composition of the committee to three, as well
22 as to have the authority delegated to the Chair
23 of the Commission to designating the commission
24 member that would serve on the Audit Committee

in the event of a vacancy or the inability to

ITEM NO. 12

1 serve.

2 CHAIR KASSEKERT: Thank you.

3 Any questions?

4 VICE CHAIR HARRINGTON: No questions.

5 I will move that we adopt the draft
6 resolution and appoint Commissioner Edward J.
7 Fanelle to replace Vice Chair Sharon Anne
8 Harrington on the Casino Control Commission's
9 Audit Committee and delegate to the Chair the
10 authority to designate a commission member to
11 serve on the audit committee after the annual
12 appointment of a vice chair.

13 COMMISSIONER FANELLE: Second.

14 CHAIR KASSEKERT: The motion has been
15 made and seconded. All in favor?

16 (Ayes.)

17 CHAIR KASSEKERT: Opposed?

18 (No response.)

19 CHAIR KASSEKERT: The motion carries.

20 MR. NANCE: Item No. 12, petition of AC
21 Gateway, LLC, and Affiliates for an extension
22 of certain periods with respect to their
23 proposed staged casino facility.

24 Miss Olivo?

MS. OLIVO: Good morning, Madame Chair

ITEM NO. 12

1 and Commissioners.

2 I have circulated a draft resolution
3 relative to this matter. And Mr. Casiello is
4 here for the Petitioner, and he does have a
5 witness here today.

6 CHAIR KASSEKERT: Thank you.

7 Good morning, Mr. Casiello.

8 MR. CASIELLO: Good morning, Madame
9 Chair, Commissioners. Procedurally, I would
10 like to have marked -- I believe they have
11 already been premarked --

12 CHAIR KASSEKERT: Marked.

13 MR. CASIELLO: -- two exhibits. A-1 is
14 a Perspective of boardwalk Approach, Phase II
15 of the proposed project. And P-2 is Phase II
16 is a Concept Rendering of the exterior of the
17 proposed project from an aerial view.

18 Since there's no one from the Division
19 here to object --

20 CHAIR KASSEKERT: I will move them into
21 evidence.

22 MR. CASIELLO: Move them into evidence.

23 CHAIR KASSEKERT: Thank you.

24 You're not going to object yourself;

25

right?

ITEM NO. 12

1 MR. CASIELLO: I've been known to.

2 CHAIR KASSEKERT: Since their your
3 exhibits.

4 MR. CASIELLO: Thank you.

5 This is the petition of AC Gateway for
6 an extension of certain deadlines. On November
7 16, 2011, the Commission approved the
8 application of AC Gateway to participate in a
9 pilot program for a staged casino facility.

10 Based on the information in the
11 application and the requirements of the pilot
12 program, the Commission imposed the following
13 deadlines: That an application for a casino
14 license and a \$1 million bond be posted by
15 March 15th of 2012; that construction of the
16 project commence by July 15, 2012; and that
17 construction of the first phase of the project
18 be completed by July 30, 2014.

19 The petition seeks a 180-day extension
20 of those deadlines. If the petition is
21 granted, the application for a casino license
22 and the one million bond would be required by
23 September 11, 2012. I now wish I had asked for
24 181 days. Construction would have to be --

would have to commence by September 11, 2013,

ITEM NO. 12

1 and construction would have to be completed
2 with respect to the first phase by January 15,
3 2015.

4 The primary reason for the request is
5 that we have not received all the necessary
6 development approvals to commence the project.
7 And with that, I'd like to call Tom Sykes to
8 the witness stand to discuss the status of the
9 approvals.

10 CHAIR KASSEKERT: Thank you.

11 Good morning, Mr. Sykes. Mr. Nance will
12 swear you in.

13

14 THOMAS J. SYKES, was duly sworn to
15 testify in this matter.

16

17 MR. NANCE: Please state your name for
18 the record.

19 THE WITNESS: Thomas Joseph Sykes.

20 MR. NANCE: Thank you.

21 CHAIR KASSEKERT: Good morning, Mr.
22 Sykes.

23 THE WITNESS: Good morning.

24 CHAIR KASSEKERT: You can sit down now.

MR. NANCE: Mr. Casiello, for the

Sykes - direct - Casiello

1 record, would you please state what exhibit
2 that is? A-1 or A-2?

3 MR. CASIELLO: That is A-2.

4 MR. NANCE: Okay.

5 MR. CASIELLO: Yes. A-2. Sorry.

6

7 DIRECT EXAMINATION BY MR. CASIELLO:

8 Q. Mr. Sykes, please tell the Commission
9 about yourself.

10 A. I'm the principal of SOSH Architects
11 with offices in Atlantic City and Manhattan. I
12 founded the firm in 1979. We have approximately 50
13 staff in combined offices, about 38 in Atlantic City.
14 The others are in our Manhattan office. We've
15 practiced locally for that entire period, and we've
16 been involved in casino resort destinations for the
17 last 30 years.

18 Q. And does SOSH provide services in
19 addition to architectural services?

20 A. Yes. We -- I'm a professional planner
21 as well, and we have an interior design division, and
22 we assist in the regulatory permitting process with
23 our clients.

24 Q. And what is your involvement with the

25 proposed AC Gateway project?

Sykes - direct - Casiello

1 A. SOSH Architects is the architect of
2 record for the project. And myself and Bill Salerno,
3 my partner, are the principals of our firm involved in
4 the project. I've been involved in the project for
5 each activity that our firm has participated in. And
6 most currently, we provided the concepts and designs
7 that have been filed with the -- with CAFRA for the
8 application.

9 Q. Without getting into too much detail,
10 could you briefly explain what CAFRA is?

11 A. Sure. CAFRA stands for Coastal Area
12 Facilities Review Act. It's a Division of the NJ
13 Depart -- New Jersey Department of Environmental
14 Protection, and it governs all substantive development
15 east of the Parkway. Larger projects are all under
16 the CAFRA guidelines.

17 Q. And does that include all casino hotels?

18 A. Yes, it does.

19 Q. Has AC Gateway applied for a CAFRA
20 permit?

21 A. Yes, we have. We applied on June 14th,
22 2011. Submission was made by Ian Jerome.

23 Q. And what has happened with that
24 application since it was filed?

25

A. Okay. We've gone through a series of

Sykes - direct - Casiello

1 meetings with the NJ DEP and CAFRA specifically. And,
2 candidly, I have to note, it is so refreshing to work
3 with CAFRA because they have been very, very
4 aggressive, very cooperative, and extremely easy and
5 progressive to work with, which is just such a change
6 since some years ago.

7 We submitted the application. We then
8 went through all our discussions with them, and we
9 received -- we actually received a deficiency letter
10 following public comment. We went through public
11 comment through the summer. We resolved -- went
12 through public comment by September. Approximately a
13 little more than a month after that, we received a
14 deficiency notice, which we had already been
15 discussing with CAFRA. That deficiency notice really
16 dealt with some of the more delicate parts of the
17 project.

18 As you can see from the concept in front
19 of you, what we call the podium and the towers, 95
20 percent of the project are in compliance with the
21 spirit if not specifically the regs of CAFRA. But
22 there's a couple of areas on our designs where we've
23 pushed some envelopes. To put the Hard Rock cafe of
24 12,000-plus square feet and over 30,000 square foot of

25 decks and entertainment space on the ocean side of the

Sykes - direct - Casiello

1 Boardwalk, while there's great historical precedent
2 for it prior to formation of CAFRA, nothing like this
3 has been reviewed by CAFRA since casinos have been
4 developed.

5 Q. Excuse me, Mr. Sykes.

6 MR. CASIELLO: I want to -- sorry this
7 is so awkward but --

8 THE WITNESS: Shall I stand?

9 MR. CASIELLO: You can stand if you
10 want. And I apologize to you. And you.

11 MR. NANCE: Mr. Casiello, what exhibit
12 is that?

13 MR. CASIELLO: This is Exhibit A-1.

14 MR. NANCE: A-2? Or -- oh, A-1.

15 MR. CASIELLO: A-1.

16 MR. NANCE: Thank you.

17 Q. I want you to show us just exactly what
18 area you are talking about.

19 A. Sure. While the main podium is on the
20 upland side of the Boardwalk, our more aggressive
21 parts of the project dealt with putting the Hard Rock
22 Cafe literally on an extension of the Boardwalk that
23 flows towards the ocean. And it simply hadn't been
24 done before. So a variety of these issues needed

25 special attention. CAFRA has been extremely

Sykes - direct - Casiello

1 cooperative.

2 The ball is now in our court, candidly,
3 for design resolutions. They have to comply with our
4 budget and development programs as well. But a way to
5 reconcile the bridge, which is traditionally only
6 allowed per CAFRA regs, if you have a pier. We have
7 no pier. And we thought there are some inequities to
8 that. And at the same time, there are some regs that
9 we need to recognize. So we've been working with
10 CAFRA closely. We spoke to them recently again, and
11 we will be pursuing that resolution. We think we're
12 very close, and by, we believe, the end of April, we
13 will have a submission back in to them which will be
14 very much in compliance with their direction.

15 Q. You mention that the company received a
16 deficiency letter. Is it unusual for CAFRA to issue
17 such a letter?

18 A. No, not at all. Especially with a
19 situation like this. We knew we were being
20 aggressive. It's a -- it's an aggressive brand. And
21 we followed what we thought was good design
22 incentives, and to do something different and
23 something that was -- while we had historical
24 precedent, it's going to take some time to demonstrate

25 that precedent. And we're working through that with

Sykes - direct - Casiello

1 CAFRA.

2 Q. And once the company responds to the
3 deficiency letter, how does the rest of the process
4 go?

5 A. Once CAFRA would take a position on the
6 project and issue a directive or a permit, we would
7 then immediately file with the -- for a site plan
8 approval, preliminary and final, through the CRDA. We
9 would also be going after FAA permits. The initial
10 tower is quite low. The second tower is quite high.
11 The total complement is 800 -- over 858 rooms at
12 completion, and we would be securing the FAA permits
13 for the entire program.

14 And per the regulations, the drawings
15 you have before you represent both Phase A and B. Or
16 1 and 2. So that it can clearly be seen the intent to
17 continue to develop under the boutique requirements.

18 Q. Once the company responds to the
19 deficiency letter, does CAFRA have to act on the
20 application within a certain period of time?

21 A. Well, yes. We would want to act with
22 it. CAFRA will take about 90 days once we submit to
23 do their evaluation and issue their judgment. And
24 then it would be our intent -- and we're under clear

25 direction to proceed and to have everything to proceed

Sykes - direct - Casiello

1 immediately and at full speed.

2 Q. Do you anticipate that there will be any
3 major changes to the project as a result of the CAFRA
4 review process?

5 A. No. Actually, we've gone through a
6 series of redesigns in conjunction with CAFRA. And by
7 the time we're finished, we believe we will be in
8 compliance with all major issues. There may be some
9 smaller, modest issues that need to be resolved, but
10 we do not expect any major issues following resolution
11 of the CAFRA permit.

12 Q. Okay. And is it appropriate to wait
13 until you have the CAFRA permit before you apply for
14 the other approvals?

15 A. It is in most cases, and it most
16 certainly is in this case because the most critical
17 parts of the design for the public enhancement --
18 there's a museum, the whole cafe, the Hard Rock Cafe,
19 and the character of our little piazza is what we've
20 been discussing and working through and hoping to
21 secure to get a permit for it.

22 MR. CASIELLO: You would he think he is
23 Italian.

24 I have no further questions.

CHAIR KASSEKERT: Thank you.

Sykes

1 Let me ask the commissioners if they have
2 any questions.

3 VICE CHAIR HARRINGTON: Mr. Sykes, I
4 just -- I think that what I hear you saying and
5 I want to be clear with this, is it fair to say
6 that the Department and the Division have been
7 solution oriented and that, you know, they're
8 being cooperative while they're still
9 acknowledging their role as, you know, stewards
10 of the environment?

11 THE WITNESS: I would not be
12 exaggerating to say that they actually solved
13 some of the problems we were questioning how to
14 do. They were just terrific. It is totally a
15 different organization and refreshing to deal
16 with and very progressive.

17 VICE CHAIR HARRINGTON: Thank you.

18 CHAIR KASSEKERT: Commissioner Fanelle?

19 VICE CHAIR FANELLE: And I guess the big
20 difference, is just for everyone else's
21 justification, is that the beach bars is
22 temporary structures. This is going to be a
23 permanent structure, by which there is no pier.

24 THE WITNESS: That's -- that's very good

25

insight. Thank you. That's exactly correct.

ITEM NO. 12

1 Exactly correct.

2 COMMISSIONER FANELLE: Okay.

3 CHAIR KASSEKERT: Thank you.

4 Any other questions? Anyone need to
5 recess or --

6 VICE CHAIR HARRINGTON: No. No.

7 CHAIR KASSEKERT: Okay. Mr. Casiello?
8 Anything you'd like to add? Any other
9 witnesses?

10 MR. CASIELLO: Nothing further for the
11 witness.

12 Tommy, you can step down.

13 Just a couple things.

14 CHAIR KASSEKERT: Uh-huh.

15 MR. CASIELLO: Number one, we have
16 received and reviewed the draft resolution, and
17 it is acceptable in substance and form.

18 Maybe I'd like to ask for an 181-day
19 extension.

20 Secondly, I would like to reiterate what
21 Mr. Sykes said, and that is in addition to
22 CAFRA being extremely cooperative, all of the
23 other agencies of the State Government as well
24 as the City have been extremely cooperative and

25

helpful. And as -- I forget if Commissioner,

ITEM NO. 12

1 Vice Chair Harrington said or Tommy said it --
2 Mr. Sykes said it -- solution oriented.

3 Lastly, I'd just add that I wish I could
4 say that this project was a done deal. We're
5 not quite ready to say that yet, but I can say
6 that we are working hard to move the project
7 forward and to bring it in -- to bring it to
8 fruition and, hopefully, we will be successful.

9 Thank you.

10 CHAIR KASSEKERT: Thank you.

11 Let me just add, are you specifically
12 asking to amend the petition to 181 days?

13 MR. CASIELLO: Yes, ma'am.

14 CHAIR KASSEKERT: Okay. We will do
15 that. Thank you.

16 The Casino Control Act mandates a pilot
17 program whereby this body is authorized to
18 grant casino licenses for two projects
19 considered as "boutique" casino hotels.

20 At our November 16th, 2011, public
21 meeting we granted the application of AC
22 Gateway and Affiliates to participate in the
23 pilot program to ultimately obtain a staged
24 casino facility license for its proposed

ITEM NO. 12

1 Atlantic City. AC Gateway plans to build a
2 \$465 million casino hotel complex at Albany
3 Avenue and the Boardwalk. The staged project
4 would initially include a 208-room hotel, a
5 large showroom, restaurants, and a Hard Rock
6 Museum that could include memorabilia from when
7 the Beatles and Rolling Stones played here, as
8 well as other iconic items that highlight the
9 history of rock and roll. A second phase would
10 expand the complex to 850 rooms and a host of
11 additional amenities. It not only will create
12 new jobs and new ratables for Atlantic City, it
13 is a new kind of project that would create a
14 excitement here. It is designed to expand
15 Atlantic City's appeal and serve as a magnet to
16 draw new visitors to enjoy the kind of
17 entertainment for which Hard Rock has become
18 well-known.

19 In order to implement the pilot program,
20 this body adopted guidelines reflecting the
21 statutorily mandated minimum requirements for
22 any project proponent seeking approval to
23 participate in the pilot program. A crucial
24 component of those guidelines include the

ITEM NO. 12

1 and completion dates. Applicants are afforded
2 the opportunity to weigh in and recommend
3 commencement and completion dates so that the
4 dates ultimately set by this body are realistic
5 and obtainable. Significant and statutorily
6 driven consequences attach to the failure to
7 comply with the construction commencement and
8 completion dates, including forfeiture of the
9 required deposit.

10 The resolution approving AC Gateway and
11 Affiliates' participation in the pilot program
12 provided for the filing of a casino license and
13 the posting of the required deposit on or
14 before March 15th, 2012, and set July 15th,
15 2012, for the date for the commencement of
16 construction, and the date of July 30th, 2014,
17 for a completion of the first phase of the
18 project.

19 Adherence to the established time lines
20 is important. However, we recognize that with
21 a project such as this -- construction and
22 development of a first-class themed destination
23 casino resort -- rigid adherence to those time
24 lines can unduly penalize an applicant.

In addition to receiving our approval,

ITEM NO. 12

1 AC Gateway needs to obtain a plethora of
2 permits from a number of regulatory agencies
3 which are detailed to the Applicant's petition.
4 AC Gateway has indicated it would be
5 "imprudent" to proceed without first obtaining
6 the required regulatory approvals, and we
7 agree.

8 The resolution approving AC Gateway and
9 Affiliates' application for participation in
10 the pilot program provided a mechanism for the
11 participant to seek an extension of the
12 established dates -- through petition to this
13 commission and upon a showing of good cause.
14 In determining whether good cause exists, we
15 must consider the reasons given for the
16 extension request; the Applicant's willingness
17 to proceed with the proposed project; the
18 Applicant's diligence in the process; the
19 existence of any factors outside the
20 Applicant's control; and any prejudice that
21 would result from granting an extension.

22 These are just some of the factors that
23 this body considers when applying the good
24 cause standard in these circumstances.

ITEM NO. 12

1 Applicant, together with the testimony
2 presented, it is my opinion that the Applicant
3 has provided good cause to this body for an
4 extension of 181 days for the filing of an
5 application for a casino license, for the
6 posting of the required bonds, letter of
7 credit, or cash deposit, and for the
8 commencement of construction. Accordingly, I
9 move that the petition of AC Gateway and
10 Affiliates for a good cause extension, subject
11 to the findings, rulings, and conditions
12 specified in the draft resolution be granted,
13 and I so move.

14 Is there a second?

15 VICE CHAIR HARRINGTON: I'm happy to
16 second that.

17 CHAIR KASSEKERT: Motion has been made
18 and seconded.

19 Roll call vote?

20 MS. FAUNTLEROY: No.

21 CHAIR KASSEKERT: Okay. Just a -- all
22 right.

23 The motion has been made and seconded.

24 All in favor?

ITEM NO. 12

1 CHAIR KASSEKERT: Opposed?

2 (No response.)

3 CHAIR KASSEKERT: The motion carries.

4 Thank you.

5 MR. CASIELLO: Thank you, Madame Chair,
6 Commissioners.

7 MR. NANCE: In accordance with
8 Resolution No. 11-12-14-03, the next closed
9 session of the Commission shall be held on
10 Wednesday, April 11, 2012, at 9:30 a.m. in the
11 Commission offices.

12 It is now time for the public
13 participation portion of the meeting.

14 CHAIR KASSEKERT: Is there anyone from
15 the public that wishes to be heard?

16 (No response.)

17 CHAIR KASSEKERT: Seeing no one, I'll
18 declare this portion of the meeting closed and
19 entertain a motion to adjourn.

20 VICE CHAIR HARRINGTON: So moved.

21 COMMISSIONER FANELLE: Second.

22 CHAIR KASSEKERT: The motion has been
23 made and seconded. All in favor?

24 (Ayes.)

1

(No response.)

2

CHAIR KASSEKERT: The motion carries.

3

Thank you.

4

(Public Meeting 12-03-14 was adjourned

5

at 11:13 a.m.)

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

1

2

C E R T I F I C A T E

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

I, DARLENE SILLITOE, a Certified Court Reporter and Notary Public of the State of New Jersey, certify that the foregoing is a true and accurate transcript of the proceedings.

I further certify that I am neither attorney, of counsel for, nor related to or employed by any of the parties to the action; further that I am not a relative or employee of any attorney or counsel employed in this case; nor am I financially interested in the action.

DARLENE SILLITOE, CCR

License No 30XI0102300

Dated: March 17, 2012
My Notary Commission Expires
July 22, 2014
ID No 2062871

